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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FIRST APPELLATE DISTRICT

DIVISION ONE

THE PEOPLE,

Plaintiff and Respondent,

v.

TANIELA LEAAETOA et al.,

Defendants and Appellants.

A101665

(Alameda County

Super. Ct. No. 143327)

MODIFICATION ORDER AND

DENIAL OF REHEARING

[No Change in Judgment]

BY THE COURT:

It is ordered that the opinion filed herein on January 5, 2005, be modified as follows:

On page 5, the first sentence after the heading "DISCUSSION" is modified to read as follows:

Taniela argues that the evidence does not support his conviction and joins in the arguments raised by Sione.

There is no change in the judgment.

Appellant's petition for rehearing is denied.

Marchiano, P.J.